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**UNITED STATES DISTRICT COURT  
DISTRICT OF NEW JERSEY**

**HELSINN HEALTHCARE S.A. and  
ROCHE PALO ALTO LLC,**

**Plaintiffs,**

**v.**

**TEVA PHARMACEUTICALS USA, INC.  
and TEVA PHARMACEUTICAL  
INDUSTRIES, LTD.,**

**Defendants.**

**Civil Action No. 15-8663 (MLC)(DEA)**

**STIPULATION AND ORDER OF  
DISMISSAL OF PLAINTIFF  
ROCHE PALO ALTO LLC**

**WHEREAS**, Plaintiffs Helsinn Healthcare S.A. (“Helsinn”) and Roche Palo Alto LLC (“Roche”) (collectively, “Plaintiffs”) and Defendants Teva Pharmaceuticals USA, Inc. and Teva Pharmaceutical Industries Ltd. (collectively, “Teva”) are Parties to the above referenced patent infringement action, which has been stayed by Order of the Court dated March 24, 2016 (ECF No. 22); and

**WHEREAS**, on or around May 2, 2016, Plaintiff Roche assigned to Helsinn all rights, title and interest in and to U.S. Patent No. 9,173,942, the patent at issue in this matter, including the right to control this litigation, and all claims, rights and liabilities associated therewith; and

**WHEREAS**, Plaintiff Roche therefore seeks to be dismissed as a party from this litigation; and

**WHEREAS**, Helsinn and Teva consent to Roche’s dismissal subject to the conditions set forth below;

**NOW THEREFORE**, the Parties agree and stipulate to the following:

1. Helsinn shall be entitled to continue its claims against Teva;
2. Helsinn shall be entitled to continue Roche’s claims against Teva; and

3. The case caption for this action shall be amended to remove Roche, and the new caption shall be as follows:

UNITED STATES DISTRICT COURT  
DISTRICT OF NEW JERSEY

HELSINN HEALTHCARE S.A.,

Plaintiff,

v.

TEVA PHARMACEUTICALS USA, INC. and  
TEVA PHARMACEUTICAL INDUSTRIES  
LTD.,

Defendants.

Civil Action No. 15-8663 (MLC)(DEA)

**IT IS SO STIPULATED AND AGREED:**

Respectfully submitted,

Dated: July 5, 2016

By: s/ Charles M. Lizza

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SO ORDERED, this 6<sup>th</sup> day of July, 2016

  
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HON. MARY L. COOPER, U.S.D.J.